

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)
WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION

Assistant Commissioner for Patents
Washington, DC 20231

U.S. PTO

Atty. Dkt. 2540-550

Date: December 31, 2001

Sir:

This is a request for filing a new APPLICATION under Rule 53(b) entitled:

System And Method For Remote Monitoring And Operation Of Personal Computers

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

☐ Newly executed Declaration, ☒ Copy of Declaration from prior application, ☒ Abstract
82 pages of specification and claims (including 92 numbered claims), and
42 sheets of accompanying drawing/s.

☐ Record the attached assignment and return to the undersigned.

☐ Attached is a Power of Attorney.

☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number	Country	Day/Month/Year Filed
--------------------	---------	----------------------

, respectively, the entire content of which is hereby incorporated by reference in this application..

☐ Certified copy(ies) of foreign application(s) is/are attached.

☐ Certified copy(ies) filed on _____ in prior application no. _____ filed _____

☐ Please amend the specification by inserting the following paragraph before the first line: --This application claims the benefit of Provisional Application No. _____, filed _____, the entire content of which is hereby incorporated by reference in this application.--

☒ Please amend the specification by inserting the following paragraph before the first line: --This application is a

☒ continuation/☐ division/☐ continuation-in-part of Application No. 09/228,747, filed January 12, 1999, the entire content of which is hereby incorporated by reference in this application.--

☒ Petition filed in prior application to extend its life to insure co-pendency.

☒ The prior application is assigned to Cybex Corporation.

☒ It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached, but pursuant to Rule 98(d) copies are not required.

☒ Applicant claims "small entity" status. ☐ "Small entity" statement attached.

☒ Please enter the attached and/or below preliminary amendment **prior** to calculation of filing fee:

☒ Also attached: ☐ Information Disclosure Statement; ☐ Non-Publication Request; ☐ Nucleotide and/or Amino Acid Sequence Submission; ☐ Statement deleting inventor(s) named in prior application; ☐ Other:

1.	Inventor:	Ronald (first)	J. MI	PERHOLTZ (last)	USA (citizenship)
	Residence: (city)	Jupiter	(state/country) Florida		
	Mailing Address:	6287-3 Riverwalk Lane, Jupiter, Florida			
	(Zip Code)	33458			
2.	Inventor:	Eric (first)	J. MI	ELMQUEST (last)	USA (citizenship)
	Residence: (city)	Boise	(state/country) Idaho		
	Mailing Address:	4417 Irving, Boise, Idaho			
	(Zip Code)	83706			

☐ See attached sheet(s) for additional inventor(s) information!!

Address all future communications to NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8th Floor, Arlington, VA 22201.

1100 North Glebe Road, 8th Floor

Arlington, Virginia 22201-4714

Telephone: (703) 816-4000

Facsimile: (703) 816-4100

JSD:twg

NIXON & VANDERHYE P.C.

By Atty: J. Scott Davidson, Reg. No. 33,489

Signature: _____

588852